CERTIFICATE OF FILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being filed with the USPTO via facsimile to the designated fax number (571) 273-8300 or via EFS-Web and addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450,on the date below

Date: <u>January 19, 2010</u>

By <u>/Marvette Ferguson/</u>

Marvette Ferguson

Attorney Docket No.: 100728-53-WCG Client Ref. No.: Cl0101US Confirmation No. 4311

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Tobias FACKLER, et al.

Serial No. : 10/577,090

Filed (35 USC 371 date) : January 19, 2007

For : PACKAGING MATERIAL COMPRISING A FOAMED

POLYOLEFIN LAYER

Art Unit : 1794

Examiner : Michael B. Nelson

January 19, 2010

Hon. Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. 1.111

Sir:

In response to the Office Action dated October 30, 2009, in the above-identified patent application, the Examiner is respectfully requested to consider the following remarks.